

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

KRISTY DUMONT; DANA  
DUMONT; ERIN BUSK-SUTTON;  
and REBECCA BUSK-SUTTON,

Plaintiffs,

v.

NICK LYON, in his official capacity  
as the Director of the Michigan  
Department of Health and Human  
Services; and HERMAN MCCALL, in  
his official capacity as the Executive  
Director of the Michigan Children's  
Services Agency,

Defendants,

and

ST. VINCENT CATHOLIC  
CHARITIES; MELISSA BUCK;  
CHAD BUCK; and SHAMBER  
FLORE,

Intervenor Defendants.

No. 2:17-cv-13080-PDB-EAS

HON. PAUL D. BORMAN

MAG. ELIZABETH A.  
STAFFORD

**PLAINTIFFS'  
WITHDRAWAL OF  
MOTION TO REOPEN**

**PLAINTIFFS' WITHDRAWAL OF MOTION TO REOPEN**

In light of the stipulated order and judgment in *Buck v. Hertel*,  
Plaintiffs Kristy Dumont, Dana Dumont, Erin Busk-Sutton, and Rebecca  
Busk-Sutton (collectively, "Plaintiffs"), hereby withdraw their Motion to

Reopen Proceedings for the Purposes of Enforcing the Settlement Agreement,  
ECF No. 87.

Dated: February 22, 2022

/s/ Ann-Elizabeth Ostrager

Jay Kaplan (P38197)  
Daniel S. Korobkin (P72842)  
American Civil Liberties Union  
Fund of Michigan  
2966 Woodward Avenue  
Detroit, MI 48201  
Telephone: (313) 578-6823  
jkaplan@aclumich.org  
dkorobkin@aclumich.org

Daniel Mach  
American Civil Liberties Union  
Foundation  
915 15th Street NW  
Washington, DC 20005  
Telephone: (202) 675-2330  
dmach@aclu.org

Leslie Cooper  
American Civil Liberties Union  
Foundation  
125 Broad Street, 18th Floor  
New York, NY 10004  
Telephone: (212) 549-2633  
lcooper@aclu.org

Garrard R. Beeney  
Ann-Elizabeth Ostrager  
SULLIVAN & CROMWELL LLP  
125 Broad Street  
New York, NY 10004-2498  
Telephone: (212) 558-4000  
beeneyg@sullcrom.com  
ostragerae@sullcrom.com

*Counsel for Plaintiffs*

### **CERTIFICATE OF SERVICE**

I hereby certify that, on February 22, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

Dated: February 22, 2022

/s/ Ann-Elizabeth Ostrager

SULLIVAN & CROMWELL  
LLP  
125 Broad Street  
New York, NY 10004-2498  
Telephone: (212) 558-4000  
ostragerae@sullcrom.com